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BEFORE THE ARIZONA CORPORATION COMMISSION

Arizona Corporation Commission

COMMISSIONERS

2007 FEB 15 1 A 11: 46

DOCKETED

FEB 15 2007

JEFF HATCH-MILLER, Chairman
WILLIAM A. MUNDELL
MIKE GLEASON
KRISTIN K. MAYES
GARY PIERCE

AZ CORP COMMISSION
DOCUMENT CONTROL

DOCKETED BY	<i>NR</i>
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IN THE MATTER OF THE APPLICATION OF
UNS GAS, INC. FOR ESTABLISHMENT OF JUST
AND REASONABLE RATES AND CHARGES
DESIGNED TO REALIZE A REASONABLE
RATE OF RETURN ON THE FAIR VALUE OF
THE PROPERTIES OF UNS GAS, INC. DEVOTED
TO ITS OPERATIONS THROUGHOUT THE
STATE OF ARIZONA.

DOCKET NO. G-04204A-06-0463

IN THE MATTER OF THE APPLICATION OF UNS
GAS, INC. TO REVIEW AND REVISE ITS
PURCHASED GAS ADJUSTOR.

DOCKET NO. G-04204A-06-0013

IN THE MATTER OF THE INQUIRY INTO THE
PRUDENCE OF THE GAS PROCUREMENT
PRACTICES OF UNS GAS, INC.

DOCKET NO. G-04204A-05-0831

PROCEDURAL ORDER

BY THE COMMISSION:

On November 10, 2005, the Arizona Corporation Commission ("Commission") opened an inquiry (Docket No. G-04204A-05-0831) into the prudence of the gas procurement practices of UNS Gas, Inc. ("UNS" or "Company") ("Prudence Case").

On January 10, 2006, UNS filed an application (Docket No. G-04204A-06-0013) with the Commission seeking review and revision of the Company's Purchased Gas Adjustor ("PGA Case").

On July 13, 2006, UNS filed an application with the Commission (Docket No. G-04204A-06-0463) for an increase in its rates throughout the State of Arizona ("Rate Case").

By Procedural Order issued September 8, 2006, the above-captioned dockets were consolidated; a hearing was scheduled to commence on April 16, 2007; and other procedural filing dates were established. In accordance with that schedule, the Commission's Utilities Division ("Staff") direct testimony was due to be filed by February 9, 2007.

On February 9, 2007, Staff filed a Request for Extension of Time. Staff requests a one-week

1 extension of time to file the direct testimony of Jerry Mendl, and a two-week extension of time to
2 file the direct testimony of Steven Ruback. Staff filed the remainder of its witnesses' testimony on
3 February 9, 2007. According to Staff, Mr. Mendl's testimony will address UNS' procurement
4 practices, and Mr. Ruback's testimony will discuss Staff's proposed rate design. Staff states that the
5 Company does not oppose Staff's requested extension if the due date for the Company's rebuttal
6 testimony is pushed back to March 16, 2007, and all other dates remain the same. Staff's filing does
7 not indicate whether other parties object to the extension request, but since the original filing date
8 has already passed the request has apparently been granted on a de facto basis.

9 IT IS THEREFORE ORDERED that Staff's request for an extension of time shall be granted
10 and **Staff shall file the Direct Testimony of Jerry Mendl by February 16, 2007, and the Direct**
11 **Testimony of Steven Ruback by February 23, 2007.**

12 IT IS FURTHER ORDERED that UNS shall file its **Rebuttal Testimony by March 16,**
13 **2007.**

14 IT IS FURTHER ORDERED that **Staff and intervenor Surrebuttal Testimony shall be**
15 **filed by April 4, 2007.**

16 IT IS FURTHER ORDERED that UNS shall file its **Rejoinder Testimony by April 11,**
17 **2007.**

18 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113 - Unauthorized
19 Communications) applies to this proceeding and shall remain in effect until the Commission's
20 Decision in this matter is final and non-appealable.

21 IT IS FURTHER ORDERED that all parties must comply with Rule 38 of the Rules of the
22 Arizona Supreme Court with respect to practice of law and admission *pro hac vice*.

23 IT IS FURTHER ORDERED that withdrawal of representation must be made in compliance
24 with A.A.C. R14-3-104(E) and Rule 1.16 of the Rules of Professional Conduct (under Rule 42 of the
25 Rules of Arizona Supreme Court). Representation before the Commission includes to appear at all
26 hearings and procedural conferences, as well as all Open Meetings for which the matter is scheduled
27 for discussion, unless counsel has previously been granted permission to withdraw by the
28

1 Administrative Law Judge or the Commission.

2 IT IS FURTHER ORDERED that the Administrative Law Judge may rescind, alter, amend,
3 or waive any portion of this Procedural Order either by subsequent Procedural Order or by ruling at
4 hearing.

5 Dated this 15th day of February, 2007

7 

8 DWIGHT D. NODES
9 ASSISTANT CHIEF ADMINISTRATIVE LAW JUDGE

10 Copies of the foregoing mailed/delivered
11 this 15th day of February, 2007 to:

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